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Attorneys for Defendants

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

ARRIVA PHARMACEUTICALS, INC. fka
ALPHAONE PHARMACEUTICALS, INC., a
California corporation,

Plaintiff,

v.

SONORAN DESERT CHEMICALS, L.L.C., a
Nevada limited liability company, et al.,

Defendants.

No. C 99-2169-SI

**JOINT STIPULATION AND
[PROPOSED] ORDER REGARDING
CASE MANAGEMENT
CONFERENCE**

Date: May 12, 2006
Time: 2:30 p.m.
Courtroom 10: Hon. Susan Illston

1 Plaintiff, Arriva Pharmaceuticals, Inc. fka AlphaOne Pharmaceuticals, Inc. (“Arriva”), and
2 Defendants, Sonoran Desert Chemicals, L.L.C. (“Sonoran”) and John Lezdey (“Lezdey”), hereby
3 submit this Joint Stipulation and Proposed Order to continue the Case Management Conference that
4 is currently scheduled for May 12, 2006 by four weeks, resulting in a new date of June 9, 2006.
5 The reason for this request is that the parties’ positions regarding the case management schedule
6 may be affected by Arriva’s pending motion to dismiss the declaratory relief counterclaims of
7 Lezdey and Sonoran, which is set for hearing on the morning of June 9, 2006. The parties propose
8 to schedule the Case Management Conference for the afternoon of June 9, after the hearing on the
9 motion to dismiss. Accordingly,

10 IT IS HEREBY STIPULATED AND AGREED by and between the parties, through their
11 counsel of record, and subject to the Court’s approval, that:

- 12 1. The Case Management Conference currently scheduled for May 12, 2006,
13 shall be continued until June 9, 2006, at 2:30 p.m.; and
- 14 2. The parties shall file a Joint Case Management Statement one week before the Case
15 Management Conference.

16 Dated: May 4, 2006

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18 MICHAEL A. JACOBS
19 GRANT L. KIM
20 JASON A. CROTTY
21 MORRISON & FOERSTER LLP

22 By: s/ Grant L. Kim
23 Grant L. Kim

24 Attorneys for Plaintiff
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27
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1 Dated: May 4, 2006

2 RICHARD J. COLLIER
3 TITCHELL, MALTZMAN, MARK & OHLEYER

4 DOUGLAS J. ROVENS
5 STEVEN A. LAMB
6 JOHN STEELE
7 ZELLE HOFMANN VOELBEL MASON AND
8 GETTE LLP

9 By: s/ John Steele
10 John Steele

11 Attorneys for Defendants

12 I, Grant L. Kim, am the ECF User whose ID and password are being used to file this Joint
13 Stipulation and [Proposed] Order Regarding Case Management Conference. In compliance with
14 General Order 45, X.B., I hereby attest that John Steele has concurred in this filing.

15 Dated: May 4, 2006

16 MORRISON & FOERSTER LLP

17 By: s/ Grant L. Kim
18 Grant L. Kim

19 Attorneys for Plaintiff

20 **[PROPOSED] ORDER**

21 PURSUANT TO THE PARTIES' JOINT STIPULATION, the Case Management
22 Conference is continued to June 9, 2006, at 2:30 p.m.

23 Dated: May ___, 2006

24 

25 Honorable Susan Illston
26 United States District Court Judge
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